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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION**

ALEX PYGIN,

Plaintiff,

v.

BOMBAS, LLC; SHOPIFY (USA) INC.; and
 SHOPIFY INC.,

Defendants.

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Case No. 4:20-cv-04412-JSW

**STIPULATION AND [PROPOSED]
 ORDER TO STAY PROCEEDINGS FOR
 30 DAYS PENDING SETTLEMENT**

Judge: Hon. Jeffrey S. White

TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

Pursuant to Civil Local Rule 6-2(a), Plaintiff Alex Pygin (“Plaintiff”), and Defendants Bombas LLC, Shopify (USA) Inc., and Shopify Inc. (collectively “Defendants” and, together with Plaintiff, the “Parties”) hereby stipulate and agree, subject to the Court’s approval, as follows:

WHEREAS, the Parties have reached an agreement in principle for a class settlement in this action;

WHEREAS, on February 19, 2021, the Parties filed a stipulation in which they agreed to a stay of proceedings for sixty (60) days to finalize the settlement (Dkt. No. 44), which the Court granted on February 22, 2021 (Dkt. No. 45);

WHEREAS, the Parties are continuing the process of finalizing a written settlement agreement;

WHEREAS, the Parties require additional time to finalize a full written settlement and for Plaintiff’s counsel to prepare a motion for preliminary approval, and anticipate the process to finalize the settlement will be completed within thirty (30) days after the end of the previously granted stay, currently set for April 20, 2021;

WHEREAS, on January 4, 2021, the Court vacated the hearing previously set for January 15, 2021 (Dkt. No. 43) on Defendants’ Motions to Dismiss, and no other hearing date has been scheduled at this time;

WHEREAS, the Parties do not wish to burden the Court with unnecessary proceedings while the settlement process is being completed;

WHEREAS, the Parties consider these settlement discussions, agreement, and related motions to be subject to Fed. R. Evid. 408 and reserve all rights to proceed with this case, without prejudice, if a settlement agreement cannot be finalized in a manner that the Court approves.

NOW THEREFORE, THE PARTIES STIPULATE AND AGREE, by and through their counsel and subject to this Court’s approval, that this action be stayed for an additional thirty (30) days, until May 20, 2021, pending finalization of the settlement agreement.

IT IS SO STIPULATED.

Dated: April 16, 2021

**CLAYEO C. ARNOLD,
A PROFESSIONAL LAW CORPORATION**

By: /s/ M. Anderson Berry
M. Anderson Berry

*Attorneys for Plaintiff
Alex Pygin*

Dated: April 16, 2021

ROPES & GRAY LLP

By: /s/ Anne Johnson Palmer
Anne Johnson Palmer

*Attorneys for Defendant
Bombas, LLC*

Dated: April 16, 2021

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Joshua A. Jessen
Joshua A. Jessen

*Attorneys for Defendants
Shopify Inc. and Shopify (USA) Inc.*

* * *

ECF ATTESTATION

I, Anne Johnson Palmer, hereby attest that the concurrence in the filing of this document has been obtained from the above signatories.

DATED: April 16, 2021

/s/ Anne Johnson Palmer
Anne Johnson Palmer

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: _____

Jeffrey S. White
United States District Court Judge